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OFFICE OF PETITIONS

In re Application of :
Hyung Ki Hong :
Application No. 10/750,575 :
Filed: December 29, 2003 :
Attorney Docket No. 10125/4134 :

ON PETITION

This is a decision on the petition under 37 CFR 1.53, filed December 6, 2004, requesting that the above-identified application be accorded a filing date of December 29, 2003, including page 9 of the specification.

The application was filed on December 29, 2003. However, on October 15, 2004, the Office of Initial Patent Examination (OIPE) mailed a "Notice Of Omitted Item(s) In A Nonprovisional Application" (Notice) that stated the application had been accorded a filing date, but page 9 of the specification appears to have been omitted.

In response, on December 6, 2004, the instant petition and a copy of page 9 of the specification were submitted. The petition was accompanied by a copy of applicant's postcard receipt that acknowledges receipt of "30 pp. of Specification including cover page," on December 29, 2003. A review of the application file indicates the presence of twenty-nine (29) pages of specification including the cover sheet. It is assumed that page 9 of the specification was misplaced by the Office.

In view of the above, the petition is granted.

The \$130.00 petition fee, submitted December 6, 2004, will be refunded to deposit account no. 23-1925.

This application will be returned to OIPE for further processing with a filing date of December 29, 2003, using the copy of page 9 of the specification, supplied on December 6, 2004.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3228.



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